

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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DAVID SELLERS,

Plaintiff,

-against-

ROYAL BANK OF CANADA, RBC USA
HOLDCO CORPORATION, RBC
CAPITAL MARKETS CORPORATION,
LLC, and JOHN DOES 1-5,

Defendants.

12 Civ. 1577 (TPG)(FM)

ECF CASE

NOTICE OF MOTION

PLEASE TAKE NOTICE that defendants Royal Bank of Canada, RBC USA Holdco Corporation, and RBC Capital Markets, LLC (incorrectly named as RBC Capital Markets Corporation, LLC) (collectively “Defendants”), by their attorneys, upon the accompanying Memorandum of Law in Support of Defendants’ Motion to Dismiss the Complaint Pursuant to F.R.C.P. Rule 4(m) and the Declaration of Amanda M. Betman, Esq. dated November 26, 2012, with exhibits attached thereto, will move this Court, before the Honorable Thomas P. Griesa, U.S.D.J., in the United States District Court, at the United States Courthouse for the Southern District of New York, 500 Pearl Street, Courtroom 26B, New York, NY 10007, on a date and at a time to be designated by the Court, for an Order dismissing the Complaint in its entirety without prejudice.

Dated: Princeton, New Jersey
November 26, 2012

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ Amanda M. Betman

James P. Walsh
Amanda M. Betman
502 Carnegie Center
Princeton, New Jersey 08540-6241
Phone: (609) 919-6647/6514
Fax: (609) 919-6701
jwalsh@morganlewis.com
abetman@morganlewis.com

Attorneys for Defendants

Royal Bank of Canada, RBC USA Holdco
Corp., and RBC Capital Markets, LLC
(incorrectly named as RBC Capital Markets
Corporation, LLC)

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